

days a year without government interference. But if you were a corporation or union that did not own a media company, you couldn't. All this decision did was to level the playing field and strike an important blow for the first amendment and for free speech in our country, a decision that should be applauded by all, but at the very least not misinterpreted.

(Mr. BURRIS assumed the Chair.)

BUDGET SCOREKEEPING REPORT

Mr. CONRAD. Mr. President, I rise to submit to the Senate the fourth budget scorekeeping report for the 2010 budget resolution. The report, which covers fiscal year 2010, was prepared by the Congressional Budget Office pursuant to section 308(b) and in aid of section 311 of the Congressional Budget Act of 1974, as amended.

The report shows the effects of Congressional action through January 25, 2010, and includes the effects of legislation since I filed my last report for fiscal year 2010 on August 4, 2009. The new legislation includes:

P.L. 111-47, an act making supplemental appropriations for fiscal year 2009 for the Consumer Assistance to Recycle and Save Program;

P.L. 111-68, an act making appropriations for the Legislative Branch for the fiscal year ending September 30, 2010, and for other purposes;

P.L. 111-69, the Fiscal Year 2010 Federal Aviation Administration Extension Act;

P.L. 111-80, the Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2010;

P.L. 111-83, the Department of Homeland Security Appropriations Act, 2010;

P.L. 111-84, the National Defense Authorization Act for Fiscal Year 2010;

P.L. 111-85, the Energy and Water Development and Related Agencies Appropriations Act, 2010;

P.L. 111-88, the Department of the Interior, Environment, and Related Agencies Appropriations Act, 2010 and Further Continuing Appropriations, 2010;

P.L. 111-92, the Worker, Homeownership, and Business Assistance Act of 2009;

P.L. 111-96, an act to allow the funding for the interoperable emergency communications grant program established under the Digital Television Transition and Public Safety Act of 2005 to remain available until expended through fiscal year 2012, and for other purposes;

P.L. 111-115, the No Social Security Benefits for Prisoners Act of 2009;

P.L. 111-117, the Consolidated Appropriations Act, 2010;

P.L. 111-118, the Department of Defense Appropriations Act, 2010;

P.L. 111-124, an act to extend the Generalized System of Preferences and the Andean Trade Preference Act, and for other purposes; and

P.L. 111-126, an act to accelerate the income tax benefits for charitable cash contributions for the relief of victims of the earthquake in Haiti.

The estimates of budget authority, outlays, and revenues are consistent with the technical and economic assumptions of S. Con. Res. 13, the 2010 budget resolution.

The estimates show that for fiscal year 2010 current level spending is \$17.9 billion below the level provided for in the budget resolution for budget authority, while it is \$5.6 billion above it for outlays. For revenues, current level shows that \$18.6 billion in room remains relative to the budget resolution level.

I ask unanimous consent that the letter and accompanying tables from CBO be printed in the RECORD.

There being no objection, the material was ordered to be printed in the RECORD, as follows:

U.S. CONGRESS,
CONGRESSIONAL BUDGET OFFICE,
Washington, DC, January 28, 2010.

Hon. KENT CONRAD,
Chairman, Committee on the Budget, U.S. Senate,
Washington, DC.

DEAR MR. CHAIRMAN: The enclosed report shows the effects of Congressional action on the fiscal year 2010 budget and is current through January 20, 2010. This report is submitted under section 308(b) and in aid of section 311 of the Congressional Budget Act, as amended.

The estimates of budget authority, outlays, and revenues are consistent with the technical and economic assumptions of S. Con. Res. 13, the Concurrent Resolution on the Budget for Fiscal Year 2010, as approved by the Senate and the House of Representatives.

Pursuant to section 403 of S. Con. Res. 13, provisions designated as emergency requirements are exempt from enforcement of the budget resolution. As a result, the enclosed current level report excludes these amounts (see footnote 2 of Table 2 of the report).

Since my last letter, dated August 4, 2009, the Congress has cleared and President has signed the following acts which affect budget authority, outlays, or revenues for fiscal year 2010:

An act making supplemental appropriations for fiscal year 2009 for the Consumer Assistance to Recycle and Save Program (Public Law 111-47);

An act making appropriations for the Legislative Branch for the fiscal year ending

September 30, 2010, and for other purposes (Public Law 111-68);

Fiscal Year 2010 Federal Aviation Administration Extension Act (Public Law 111-69);

Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2010 (Public Law 111-80);

Department of Homeland Security Appropriations Act, 2010 (Public Law 111-83);

National Defense Authorization Act for Fiscal Year 2010 (Public Law 111-84);

Energy and Water Development and Related Agencies Appropriations Act, 2010 (Public Law 111-85);

Department of the Interior, Environment, and Related Agencies Appropriations Act, 2010 and Further Continuing Appropriations, 2010 (Public Law 111-88);

Worker, Homeownership, and Business Assistance Act of 2009 (Public Law 111-92);

An act to allow the funding for interoperable emergency communication grants program . . . and for other purposes (Public Law 111-96);

No Social Security Benefits for Prisoners Act of 2009 (Public Law 111-115);

Consolidated Appropriations Act, 2010 (Public Law 111-117);

Department of Defense Appropriations Act, 2010 (Public Law 111-118);

An act to extend the Generalized System of Preferences and the Andean Trade Preference Act, and for other purposes (Public Law 111-124); and

An act to accelerate the income tax benefits for charitable cash contributions for the relief of victims of the earthquake in Haiti (Public Law 111-126).

Sincerely,
DOUGLAS W. ELMENDORF,
Director.

Enclosure.

TABLE 1.—SENATE CURRENT LEVEL REPORT FOR SPENDING AND REVENUES FOR FISCAL YEAR 2010, AS OF JANUARY 25, 2010

[In billions of dollars]

| | Budget resolution ¹ | Current level ² | Current level over/under (—) resolution |
|--|--------------------------------|----------------------------|---|
| ON-BUDGET | | | |
| Budget Authority | 2,887.9 | 2,869.9 | — 17.9 |
| Outlays | 3,006.7 | 3,012.3 | 5.6 |
| Revenues | 1,614.8 | 1,633.3 | 18.6 |
| OFF-BUDGET | | | |
| Social Security Outlays ³ | 544.1 | 544.1 | 0.0 |
| Social Security Revenues | 668.2 | 668.2 | 0.0 |

¹ S. Con. Res. 13, the Concurrent Resolution on the Budget for Fiscal Year 2010, includes \$10.4 billion in budget authority and \$5.4 billion in outlays as a disaster allowance to recognize the potential cost of disasters; those funds will never be allocated to a committee. At the direction of the Senate Committee on the Budget, the budget resolution totals have been revised to exclude those amounts for purposes of enforcing current level.

² Current level is the estimated effect on revenues and spending of all legislation, excluding amounts designated as emergency requirements (see footnote 2 of table 2), that the Congress has enacted or sent to the President for his approval. In addition, full-year funding estimates under current law are included for entitlement and mandatory programs requiring annual appropriations, even if the appropriations have not been made.

³ Excludes administrative expenses of the Social Security Administration, which are off-budget, but are appropriated annually.

SOURCE: Congressional Budget Office.

TABLE 2.—SUPPORTING DETAIL FOR THE CURRENT LEVEL REPORT FOR ON-BUDGET SPENDING AND REVENUES FOR FISCAL YEAR 2010, AS OF JANUARY 25, 2010

[In millions of dollars]

| | Budget authority | Outlays | Revenues |
|---|------------------|-----------|-----------|
| Previously Enacted:¹ | | | |
| Revenues | n.a. | n.a. | 1,665,986 |
| Permanents and other spending legislation | 1,637,423 | 1,621,675 | n.a. |
| Appropriation legislation | 0 | 600,500 | n.a. |
| Offsetting receipts | — 690,251 | — 690,251 | n.a. |
| Total, previously enacted | 947,172 | 1,531,924 | 1,665,986 |
| Enacted this session: | | | |
| Authorizing Legislation: | | | |
| Helping Families Save Their Homes Act of 2009 (P.L. 111-22) | 318 | 11,346 | 0 |

TABLE 2.—SUPPORTING DETAIL FOR THE CURRENT LEVEL REPORT FOR ON-BUDGET SPENDING AND REVENUES FOR FISCAL YEAR 2010, AS OF JANUARY 25, 2010—Continued

(In millions of dollars)

| | Budget authority | Outlays | Revenues |
|--|------------------|-----------|-----------|
| An act to protect the public health by providing the Food and Drug Administration with certain authority to regulate tobacco products . . . and for other purposes (P.L. 111–31) | 10 | 13 | 46 |
| An act to make technical corrections to the Higher Education Act of 1965, and for other purposes (P.L. 111–39) | 32 | 36 | 0 |
| A joint resolution approving the renewal of import restrictions contained in the Burmese Freedom and Democracy Act of 2003, and for other purposes (P.L. 111–42) | 0 | 0 | 6,862 |
| An act to authorize the Director of the United States Patent and Trademark Office to use funds . . . and for other purposes (P.L. 111–45) | 0 | 65 | 0 |
| Judicial Survivors Protection Act of 2009 (P.L. 111–49) | –1 | –1 | 0 |
| Fiscal Year 2010 Federal Aviation Administration Extension Act (P.L. 111–69) | 180 | 0 | 0 |
| National Defense Authorization Act for Fiscal Year 2010 (P.L. 111–84) | 8 | 8 | 20 |
| Worker, Homeownership, and Business Assistance Act of 2009 (P.L. 111–92) | 5,708 | 5,708 | –38,940 |
| An act to allow the funding for the interoperable emergency communications grant program . . . and for other purposes (P.L. 111–96) | 0 | –350 | 0 |
| No Social Security Benefits for Prisoners Act of 2009 (P.L. 111–115) | –12 | –12 | 0 |
| Department of Defense Appropriations Act, 2010 (Division B of P.L. 111–118) ³ | 1,260 | 1,260 | 0 |
| An act to extend the Generalized System of Preferences and the Andean Trade Preference Act, and for other purposes (P.L. 111–124) | 0 | 0 | –589 |
| An act to accelerate the income tax benefits for charitable cash contributions for the relief of victims of the earthquake in Haiti (P.L. 111–126) | 0 | 0 | –40 |
| Total, authorizing legislation enacted this session | 7,503 | 18,073 | –32,641 |
| Appropriations Acts: | | | |
| Supplemental Appropriations Act, 2009 (P.L. 111–32) ² | 11 | 33,530 | 0 |
| An act making appropriations for the Legislative Branch for the fiscal year ending September 30, 2010, and for other purposes (P.L. 111–68) | 4,656 | 3,914 | 0 |
| Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2010 (P.L. 111–80) | 119,826 | 96,198 | 0 |
| Department of Homeland Security Appropriations Act, 2010 (P.L. 111–83) | 44,137 | 26,619 | 0 |
| Energy and Water Development and Related Agencies Appropriations Act, 2010 (P.L. 111–85) | 33,465 | 19,573 | 0 |
| Department of the Interior, Environment, and Related Agencies Appropriations Act, 2010 and Further Continuing Appropriations, 2010 (P.L. 111–88) | 32,760 | 20,543 | 0 |
| Consolidated Appropriations Act, 2010 (P.L. 111–117) | 1,058,293 | 856,752 | 0 |
| Department of Defense Appropriations Act, 2010 (Division A of P.L. 111–118) | 636,626 | 403,122 | 0 |
| Total, appropriations acts enacted this session | 1,929,774 | 1,460,251 | 0 |
| Entitlements and mandates: | | | |
| Budget resolution estimates of appropriated entitlements and other mandatory programs | –14,500 | 2,066 | 0 |
| Total Current Level ^{2 4 5} | 2,869,949 | 3,012,314 | 1,633,345 |
| Total Budget Resolution ⁴ | 2,898,207 | 3,012,191 | 1,614,788 |
| Adjustment to the budget resolution for disaster allowance ⁵ | –10,350 | –5,448 | n.a. |
| Adjusted Budget Resolution | 2,887,857 | 3,006,743 | 1,614,788 |
| Current Level Over Budget Resolution | n.a. | 5,571 | 18,557 |
| Current Level Under Budget Resolution | 17,908 | n.a. | n.a. |

¹ Includes the Children's Health Insurance Program Reauthorization Act of 2009 (P.L. 111–3), the American Recovery and Reinvestment Act (ARRA) (P.L. 111–5), and the Omnibus Appropriations Act, 2009 (P.L. 111–8), which were enacted by the Congress during this session, before the adoption of S. Con. Res. 13, the Concurrent Resolution on the Budget for Fiscal Year 2010. Although ARRA was designated as an emergency requirement, it is now included as part of the current level amounts.

² Pursuant to section 403 of S. Con. Res. 13, provisions designated as emergency requirements (and rescissions of provisions previously designated as emergency requirements) are exempt from enforcement of the budget resolution. The amounts so designated for fiscal year 2010, which are not included in the current level totals, are as follows:

| | Budget authority | Outlays | Revenues |
|--|------------------|---------|----------|
| Supplemental Appropriations Act, 2009 (P.L. 111–32) | 17 | 7,064 | –2 |
| An act making supplemental appropriations for fiscal year 2009 for the Consumer Assistance to Recycle and Save Program (P.L. 111–47) | 0 | 2,000 | –3 |
| Department of Defense Appropriations Act, 2010 (Division B of P.L. 111–118) | 12,025 | 11,976 | –4,470 |
| Total, amounts designated as emergency | 12,042 | 21,040 | –4,475 |

³ At the direction of the Senate Committee on the Budget, Division B of the Department of Defense Appropriations Act, 2010 (P.L. 111–118) is considered authorizing legislation.

⁴ For purposes of enforcing section 311 of the Congressional Budget Act in the Senate, the budget resolution does not include budget authority, outlays, or revenues for off-budget amounts. As a result, current level excludes these items.

⁵ The estimate for P.L. 111–46, an act to restore the Highway Trust Fund, and for other purposes, does not change current level totals. P.L. 111–46 appropriated \$7 billion to the Highway Trust Fund. The enactment of this legislation followed an announcement by the Secretary of Transportation on June 24, 2009, of an interim policy to slow down payments to states from the Highway Trust Fund. The Congressional Budget Office estimates that P.L. 111–46 reversed this policy and will restore payments to states at levels already assumed in current level. Thus, no change is required.

⁶ Periodically, the Senate Committee on the Budget revises the totals in S. Con. Res. 13, pursuant to various provisions of the resolution:

| | Budget authority | Outlays | Revenues |
|---|------------------|-----------|-----------|
| Original Budget Resolution Totals | 2,888,691 | 3,001,311 | 1,653,682 |
| Revisions: | | | |
| For the Supplemental Appropriations Act, 2009 (section 401(c)(4)) | 5 | 2,004 | 0 |
| For an act to protect the public health by providing the Food and Drug Administration with certain authority to regulate tobacco products . . . and for other purposes (sections 311(a) and 307) | 0 | 0 | 40 |
| For the Congressional Budget Office's reestimate of the President's request for discretionary appropriations (section 401(c)(5)) | 3,766 | 2,355 | 0 |
| For further revisions to a bill to protect the public health by providing the Food and Drug Administration with certain authority to regulate tobacco products . . . and for other purposes (sections 311(a) and 307) | 10 | 13 | 6 |
| For further revisions to the Supplemental Appropriations Act, 2009 (section 401(c)(4)) | 6 | –1,175 | 0 |
| For an act to make technical corrections to the Higher Education Act of 1965, and for other purposes (section 303) | 32 | 36 | 0 |
| For further revisions to the Supplemental Appropriations Act, 2009 (section 401(c)(4)) | –11 | –11 | 0 |
| For an amendment in the nature of substitute to H.R. 3548, the Unemployment Compensation Extension Act of 2009 (sections 306(f) and 306(b)) | 5,708 | 5,708 | –38,940 |
| For the Patient Protection and Affordable Care Act of 2009 (section 301(a)) | 12,500 | 11,500 | 9,100 |
| For the Department of Defense Appropriations Act, 2010 (section 401(c)(4)) | 0 | 1,950 | 0 |
| For further revisions to the Patient Protection and Affordable Care Act of 2009 (section 301(a)) | –5,220 | –6,670 | –9,630 |
| For further revisions to the Patient Protection and Affordable Care Act of 2009 (section 301(a)) | –7,280 | –4,830 | 530 |
| Revised Budget Resolution Totals | 2,898,207 | 3,012,191 | 1,614,788 |

⁷ S. Con. Res. 13 includes \$10,350 million in budget authority and \$5,448 million in outlays as a disaster allowance to recognize the potential cost of disasters; those funds will never be allocated to a committee. At the direction of the Senate Committee on the Budget, the budget resolution totals have been revised to exclude those amounts for purposes of enforcing current level.

Source: Congressional Budget Office.

Note: n.a. = not applicable; P.L. = Public Law.

RECOGNIZING PENOBSCOT BAY MEDICAL CENTER

Ms. SNOWE. Mr. President, nearly 2 weeks ago we first witnessed the devastation that came about as a result of the massive earthquake in Haiti. As millions of Americans watched the heart-wrenching scenes on television, we united as a people to send millions of dollars and tons of supplies to the Haitian people through dozens of established and respected relief organizations. Nonetheless, tens of thousands of Haitians remain displaced, without food or shelter, and many are still in

need of urgent medical attention. I rise today to recognize the efforts of Penobscot Bay Medical Center, a small hospital in my home State of Maine, to bring help to the people of Haiti in this time of tragedy.

The Penobscot Bay Medical Center got its start as an 11-bed hospital in 1901. Known then as the Knox County General Hospital, the small facility was run at that time by nine doctors. Over the years, the hospital had undergone renovations and grown into its present full-service, 109-bed location. Penobscot Bay employs a medical staff

of over 85 physicians, allowing the hospital to offer its patients an extensive range of specialty and subspecialty services.

The hospital was named to the 2008 Harvard Pilgrim Health Care Hospital Honor Roll for being among the top 25 percent of acute care hospitals evaluated nationally by the health plan. Additionally, the Maine State Employee Health Commission has repeatedly recognized Penobscot Bay Medical Center as a tier 1 hospital, and the Maine